

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE PLATINUM-BEECHWOOD LITIGATION :
: 18-cv-6658 (JSR)
:

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MELANIE L. CYGANOWSKI, as Equity Receiver for :
PLATINUM PARTNERS CREDIT OPPORTUNITIES :
MASTER FUND LP, *et al.*, :

Plaintiffs, :

v. :

BEECHWOOD RE LTD., *et al.*, :

Defendants. :
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WASHINGTON NATIONAL INSURANCE COMPANY and :
BANKERS CONSECO LIFE INSURANCE COMPANY, :

Third-Party Plaintiffs, :

v. :

MARK NORDLICHT, *et al.*, :

Third-Party Defendants. :
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**JOINT STIPULATION AND ~~PROPOSED~~ ORDER OF DISMISSAL
WITH PREJUDICE PURSUANT TO FED. R. CIV. P. 41(a)(2)**

WHEREAS, on September 4, 2019, Third-Party Plaintiff Senior Health Insurance Company of Pennsylvania (“SHIP”) filed the First Amended Third-Party Complaint (ECF No. 382¹) (the “FATPC”) in the above-captioned *Cyganowski* action against, *inter alia*, David Bodner, Mark Nordlicht, Dahlia Kalter, Murray Huberfeld, Ezra Beren, Will Slota, David Ottensoser, Naftali Manela, Joseph San Filippo, Estate of Uri Landesman, Platinum Management (NY) LLC, Whitestar LLC; Whitestar LLC II; Whitestar LLC III; Monsey Equities, LLC; Lawrence Partners, LLC, Beechwood Trust Nos. 1-19; Beechwood Re Investments, LLC Series A-I; Road Holdings LLC; and the Mark Nordlicht Grantor Trust (collectively the “Settling Defendants” and together with SHIP, the “Settling Parties”);

WHEREAS, the Settling Parties have reached a consensual resolution of the claims asserted in the FATPC under the terms and conditions set forth in their agreement;

WHEREAS, the Settling Defendants have authorized the undersigned counsel for certain Settling Defendants to execute and file this Stipulation and Proposed Order of Dismissal on behalf of all Settling Defendants;

IT IS HEREBY JOINTLY STIPULATED AND AGREED by and between the Settling Parties:


1. SHIP hereby dismisses its FATPC as against the Settling Defendants with prejudice; and

¹ ECF citations refer to the *Cyganowski* docket, 18-cv-12018 (JSR).

2. Each Settling Party is to bear its own attorneys' fees, costs, and expenses.


Dated: March 2, 2020
New York, New York

DLA PIPER LLP


Aidan M. McCormack
R. Brian Seibert
1251 Avenue of the Americas
New York, New York 10020
Tel: (212) 335-4500
Fax: (212) 335-4501
Email: aidan.mccormack@dlapiper.com
brian.seibert@dlapiper.com

*Attorneys for Third-Party Plaintiff
Senior Health Insurance Company of
Pennsylvania*

**CURTIS, MALLET-PREVOST,
COLT & MOSLE LLP**


Elliot Lauer
Gabriel Hertzberg
101 Park Avenue
New York, New York 10178
Tel.: (212) 696-6000
Fax: (212) 697-1558
Email: elauer@curtis.com
ghertzberg@curtis.com

*Attorneys for Third-Party Defendants David
Bodner; Monsey Equities, LLC; Beechwood
Trusts Nos. 7-14; Beechwood Re Investments,
LLC Series C; and Dahlia Kalter; and Authorized
Signatory for the Settling Defendants*

SO ORDERED:


United States District Judge

3-4-20

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